



## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

# CONTROL AND ADJUSTMENT SYSTEM FOR A LIFTING AND TILTING MECHANISM OF A WORKING TOOL IN A MOBILE MACHINE

| the specification of which   |   |
|--|---|
| (check one)  |   |
| [ ] is attached hereto.  |   |
| [x]was filed on May 19, 2004 as a United Sta<br>No. PCT/EP2004/005437<br>and was amended on (if applical | tes Application No. or PCT International Application Serial |

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37 Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 (a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s):

| Number       | Country | Date of Filing<br>Day/Month/Year | Priority Claimed<br>Under 35 U.S.C. 119 |
|--------------|---------|----------------------------------|---|
| 103 31 533.0 | Germany | 11/07/2003                       | X YES NO                                |
|              |         |                                  | YES NO                                  |
|              |         |                                  | YES NO                                  |

| I hereby claim the benefit under Title 35, United States Code, Section119(e) of any United States provisional application(s) listed below: |   |  |  |  |
|--|---|--|--|--|
| (Application Number)   | — (Filing   | g Date)  |  |  |
| (Application Number)   | (Filing   | g Date)  |  |  |
| insofar as the subject matter of ea<br>or PCT International application<br>Section 112, I acknowledge the<br>information known to me to be | International application design<br>ich of the claims of this application in the manner provided by the<br>coduty to disclose to the Uniternational to patentability as defined | ction 120 of any United States application(s) nating the United States, listed below and ion is not disclosed in the prior United States first paragraph of 35, United States Code of States Patent and Trademark Office aloned in Title 37, C.F.R., Section 1.56 which and the national or PCT International filing |  |  |
| Application Serial No.   | Filing Date   | Status   |  |  |
| Application Serial No.   | Filing Date   | Status   |  |  |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NO. 00272

Address all telephone calls to Leopold Presser at telephone no. 516-742-4343

Address all correspondence to Leopold Presser, Scully, Scott, Murphy & Presser, 400 Garden City Plaza, Suite 300, Garden City, New York 11530

| Full name of sole or first inventor                       |            |
|---|------------|
| Jochen Beck - deceased                                    |            |
| Full name of legal representative                         |            |
| Ulrich Heinz  |            |
| Legal representative's signature                          | Date       |
| U. Strue  | 27.12.2005 |
| Residence Elisabethenstr. 33, D-89077 Ulm, Germany (of Jo |            |
| Fasanenweg 9, D-89275 Elchingen, Germany (of Ulrich Heinz |            |
| Citizenship   |            |
| German  |            |
| Post Office Address                                       |            |
| Same as above   | ·          |

| Full name of second inventor                      |            |
|---|------------|
| Dieter Roth                                       | •          |
| Second inventor's signature                       | Date       |
| Quetes Woll                                       | 28.12.2005 |
| Residence   |            |
| Zum wilden Stein 1, D-36381 Schluechtern, Germany |            |
| Citizenship                                       |            |
| Germany   |            |
| Post Office Address                               |            |
| Same as above                                     |            |



Notariat Ulm III ° Notar Karl Sälzler ° Olgastraße 109, 89073 Ulm

Herrn Thomas Körfer Patentanwalt Postfach 330609

80066 München

Unser Zeichen

III NG 156/2004

E A H A L T E N
A E C E I V E D

18. NOV. 2005

Mitscharlich & Partner
Patent u. fleshiranysiu

Ihre Nachricht/Ihr Zeichen

22.02.2005/P26143/US

**Anschlüsse** 

**2** 0731/189-2310 Fax 0731/189-3015

Dienstgebäude

Olgastraße 109 (Justizhochhaus, I. Stock, Zi. 102)

**Bankverbindung** 

Sparkasse Ulm

Nr. 137 959 (BLZ 630 500 00)

<u>Datum</u>

16.11.2005

Nachlasssache Karl Jochen Beck, verst. am 02.08.2004, zul. wohnh. Elisabethenstr. 33, 89077 Ulm

Sehr geehrte Damen und Herren,

zu Ihrem o.g. Schreiben sowie im Nachgang zu unserem Schreiben vom 25.02.2005 teilen wir Ihnen mit, dass

Herr Ulrich Heinz, geb. am 26.03.1949, Fasanenweg 9, 89275 Elchingen,

Alleinerbe geworden ist.

Eine unbegl. Kopie des Erbscheins liegt diesem Schreiben bei.

Mit freundlichen Grüssen

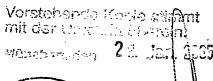
Schmidt

Notarvertreterin

## Sterbeurkunde

G

| (Standesamt_Ulm/-                                   |   |
|---|---|
| · · · · · · · · · · · · · · · · · · ·               | Nr. 1123/2004 )                                 |
| Karl Jochen Be                                      | ck, katholisch, -/-                             |
|   |   |
| wohnhaft in <u>Ulm</u> , -/-                        |   |
| istam 02. August 200<br>und 17 Uhr 45<br>in Ulm -/- | 4 zwischen – wm-17 Uhr 30Minuten<br>Minuten -/- |
|   | verstorben.                                     |
|   | nam 19. Februar 1941 -/-                        |
|   |   |
| <del>-</del>  |   |
| Der Verstorbene war nie                             | cht verheiratet                                 |
| Eine Zwischenze                                     | eile/-  |
|   |   |
|   |   |
|   |   |
|   |   |
|   | Ulm den 06. August 2004                         |
| Gadi Ulm and  | Der Standesbeamte                               |
| Same and  | Same  |
| Slerbeurkunde G.                                    | (Schmuker)                                      |
| Verlag für Standesamtswesen GmbH, Frankfurt a       | m Main · Berlin 1999 15/405                     |





#### Certified Translation

#### Certificate of Death

(Office for Recordation of Personal Status

Ulm -/-

No. 1123/2004)

Karl Jochen Beck, catholic, -/-

resident in Ulm, -/-

deceased on August 2, 2004 between 17.30 h and 17.45 h -/

in Ulm. -/-

The deceased was born on February 19, 1941 -/-

in Ulm. -/-

The deceased was not married. -----

One inserted line. -/-

Ulm, August 6, 2004

Registrar (Signature) Schmuker

(Seal of the Town of Ulm)

### **End of Translation**

As publicly appointed translator, sworn-in by the President of Landgericht München I (Regional Court of Munich) for the English language, I hereby certify:

The foregoing translation of the document submitted to me in the German language is correct and complete.

Munich, this 24th day of January 2005

Beate Weltin

Brickesir. 9

D-30939 Milnohen

Tel. 089/8124689

5. Fax 089/8120315